



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 29, 2019

BY ECF

The Honorable Sidney H. Stein
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *United States v. Uzair Paracha*, 03 Cr. 1197 (SHS)

Dear Judge Stein:

The Government respectfully writes to request an order directing the Clerk of the Court to return the \$500 special assessment paid by defendant Uzair Paracha in light of this Court's order vacating Paracha's conviction and ordering a new trial.

On July 21, 2006, this Court entered a Judgment and Conviction Order sentencing Paracha in light of his conviction at trial. That order directed Paracha, pursuant to 18 U.S.C. § 3013, to pay a \$500 special assessment (\$100 per count of conviction), to the Clerk of the Court. Paracha paid that assessment as directed. The Second Circuit has recognized that a defendant who successfully challenges his conviction "may be entitled to seek return of the related special assessments." *Dhinsa v. Krueger*, 917 F.3d 70, 78-79 (2d Cir. 2010). As a result, in light of this Court's July 3, 2018 order granting Paracha a new trial, the Government respectfully requests that this Court direct the Clerk of the Court to refund to Paracha, through his attorneys, the \$500 special assessment.

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney

By: s/_____
Karl Metzner & Elizabeth A. Hanft
Assistant United States Attorneys
(212) 637-2476/2334

cc: Joshua Dratel, Esq. (by ECF)

SO ORDERED:

Hon. Sidney H. Stein